



THE ERIE COUNTY LEGISLATURE

Session No. 5

March 9, 2017

John J. Mills
Chair

Joseph C. Lorigo
Majority Leader

Thomas A. Loughran
Minority Leader

Karen M. McCarthy
Clerk of the Legislature

ROLL CALL

INVOCATION – Mr. Mills

PLEDGE OF ALLEGIANCE – Mr. Lorigo

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING – [Session No. 4](#)

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS:

BURKE [Honoring Homicide Detective Mario T. Pratts for 32 Years of Service with the City of Buffalo Police Department](#)

DIXON [Congratulating Jeff Wilson on Being Named the 2017 Saint Patrick's Day Parade Grand Marshal and His Contributions to the United Irish American Association and the Community](#)

MILLER-WILLIAMS, GRANT & DIXON [Celebrating March 2017 as Women's History Month](#)

LOCAL LAWS:

REFERENCE:

LL INTRO. 4-2 3/14/2016	SAVAGE, LOUGHRAN & BURKE	A LL in the Relation to Prohibiting the Sale of Tobacco Products and Electronic-Cigarettes in Licensed Health Care Institutions, Pharmacies and Retail Establishments Containing Pharmacies in Erie County	Health & Human Services
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LL INTRO. 7-1 3/14/2016	LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
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LL INTRO. 8-1 4/11/2016	MILLER-WILLIAMS & GRANT	A LL in the Relation to Prohibiting the Asking of Questions Regarding or Pertaining to an Applicant's Prior Criminal Convictions on Preliminary Employment	Government Affairs
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<u>LL INTRO. 10-1</u> <u>7/11/2016</u>	LOUGHRAN & HARDWICK	Requiring a Minority Business Utilization and Women-Owned Business Utilization Commitment by Persons or Firms Contracting with the County of Erie Law	Government Affairs
<u>LL INTRO. 14-1</u> <u>8/29/2016</u>	BURKE	Pharmaceutical Water Pollution Act	Energy & Environment
<u>LL INTRO. 17-1</u> <u>9/29/2016</u>	LORIGO & LOUGHRAN	A LL Repealing the Erie County Code of Ethics Established by Local Law Number Ten of Nineteen Hundred Eighty-Nine as Amended by Erie County Local Law Number Four of Nineteen Hundred Ninety-Four and Erie County Local Law Number Four of Two Thousand and Fifteen, and Establishing a New Erie County Code of Ethics	Government Affairs
<u>LL INTRO. 18-1</u> <u>11/10/2016</u>	BURKE	Erie County School Bus Safety Law	Public Safety
<u>LL INTRO. 19-1</u> <u>11/10/2016</u>	GRANT, SAVAGE, LOUGHRAN, BURKE & MILLER-WILLIAMS	A LL in Relation to Fair Housing in Erie County	Economic Development
<u>LL INTRO. 20-1</u> <u>11/21/2016</u>	BURKE	Erie County Conversion Therapy Ban	Government Affairs
<u>LL INTRO. 1-1</u> <u>1/23/2017</u>	BURKE	Erie County Pharmaceutical Water Pollution Act	Energy & Environment
<u>LL INTRO. 3-1</u> <u>2/22/2017</u>	LORIGO	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
<u>LL INTRO. 3-2</u> <u>2/28/2017</u>	LORIGO	A Local Law amending Local Law No. 1-1959, Constituting the Erie County Charter, as Amended, in Relation to Adjustment of Job Qualifications for the Erie County Commissioner of Public Works	Government Affairs
<u>LL INTRO. 4-1</u> <u>2/27/2017</u>	BURKE	Preventing Underground Tattoo Parlors: A LL to Increase the Ability of Law Enforcement to Prevent Illegal Tattooing	Government Affairs

COMMITTEE REPORTS:

[REPORT NO. 4](#) HEALTH & HUMAN SERVICES COMMITTEE

[REPORT NO. 3](#) COMMUNITY ENRICHMENT COMMITTEE

[REPORT NO. 2](#) GOVERNMENT AFFAIRS COMMITTEE

[REPORT NO. 2](#) FINANCE & MANAGEMENT COMMITTEE

[REPORT NO. 4](#) PUBLIC SAFETY COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE:

[INTRO. 5-1](#) MORTON Support for NYS Action on Widening of Route 78 Transit Road Approved

[INTRO. 5-2](#) RATH, MILLS, LORIGO, HARDWICK, DIXON & MORTON Repeal of the New York Secure Ammunition and Firearms Enforcement Act of 2013 for Areas Outside of New York City Approved

[INTRO. 5-3](#) BURKE Opposing the Elimination of Funding and Protection for the Great Lakes Approved As Amended

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

REFERENCE:

Finance & Management Committee:

[COMM. 4E-9](#) COUNTY EXECUTIVE Assembly & Senate Bill Request for Legislation Authorizing Extension of Additional 1.0% & Additional 0.75% Sales & Compensating Use Tax Approved

SUSPENSION OF THE RULES:

REFERENCE:

[INTRO. 5-4](#) MILLS & MORTON Agricultural District Eight-Year Review & Consolidation: Sardinia - District No. 6, Holland - District No. 11, and Concord - District No. 15 Approved

[INTRO. 5-5](#) MILLS, LORIGO, RATH & MORTON Calling on the ECFSA Board Members to Appear Before the Finance & Management Committee to Discuss the New Plan for the ECFSA to Conduct Borrowing on Behalf of ECMCC Approved

[COMM. 5E-7](#) COUNTY EXECUTIVE EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order GPI-1 Energy & Environment

[COMM. 5E-8](#) COUNTY EXECUTIVE EC Sewer District Nos. 1, 4 & 5 - Engineer Term Contract Agreement - Work Order WSA-1 Energy & Environment

[COMM. 5E-9](#) COUNTY EXECUTIVE EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order N&C-1 Energy & Environment

COMM. 5E-10	COUNTY EXECUTIVE	EC Sewer District Nos. 2, 3 & 8 - Engineer Term Contract Agreement - Work Order DI-1	Energy & Environment
COMM. 5E-11	COUNTY EXECUTIVE	EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order AECOM-1	Energy & Environment
COMM. 5E-12	COUNTY EXECUTIVE	EC Sewer District No. 3 - Engineer Term Contract Agreement - Work Order GHD-2	Energy & Environment
COMM. 5E-13	COUNTY EXECUTIVE	EC Sewer District No. 6 - Engineer Term Contract Agreement - Work Order EA-1	Energy & Environment
COMM. 5E-14	COUNTY EXECUTIVE	Barco Lot Transfer - Conveyance of Land from Buffalo Bills, LLC	Economic Development
COMM. 5E-15	COUNTY EXECUTIVE	PILOT Agreement for School 77 Project, City of Buffalo - Affordable Housing Development	Economic Development
COMM. 5E-16	COUNTY EXECUTIVE	Buffalo & EC Botanical Gardens - Acceptance of SHPO Grant Funds	Economic Development
COMM. 5E-17	COUNTY EXECUTIVE	Appointment to the EC Board of Ethics	Government Affairs
COMM. 5E-18	COUNTY EXECUTIVE	Declaration of Need	Finance & Management
COMM. 5E-19	SHERIFF	Technical Change to Comm. 18E-1 (2016): 2016-2018 Human Trafficking Grant	Public Safety
COMM. 5E-20	COUNTY EXECUTIVE	EPA Environmental Compliance Services - Phase 6 - A/E Fees	Economic Development
COMM. 5E-21	COUNTY EXECUTIVE	EC Correctional Facility - 2015 Parking Lot & Access Road Reconstruction - Phase 1 - Construction Contingency Increase	Economic Development
COMM. 5E-22	COUNTY EXECUTIVE	EC Rath Building - EECBG Grant - Mechanical & Electrical Renovations - Construction Contingency Increase	Economic Development
COMM. 5E-23	COUNTY EXECUTIVE	Resolution Amendment - Comm. 13E-18 (2016): Department of Parks - Derby Parkland Acquisition - Increase in Funding for Unanticipated Additional Closing Costs	Energy & Environment
COMM. 5E-24	COMPTROLLER	2017 Consolidated Bond Resolution	Finance & Management
COMM. 5E-25	COUNTY EXECUTIVE	Department of Health – PNAP Grant Personnel Adjustments	Health & Human Services

COMM. 5D-8	MINORITY COUNSEL, LEGISLATURE	Letter to Legislature Regarding Legalities of LL Intro. 3-2 (2017)	Government Affairs
COMM. 5M-4	PRESIDENT, AFSCME LOCAL 1095	Letter to Chair Mills Regarding Fact Finder's Report	Finance & Management

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE:

COMM. 5E-1	DISTRICT ATTORNEY	Training Services	Approved
COMM. 5E-2	MILLS	Letter to Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 3-1 (2017)	RFP
COMM. 5E-3	MILLS	Letter to Clerk of the Legislature Calling a Public Hearing Regarding LL Intro. 3-2 (2017) & Cancelling a Public Hearing Regarding LL Intro. 3-1 (2016)	RFP
COMM. 5E-4	MILLS, LORIGO & COMPTROLLER	Letter to ECFSA Regarding ECMCC Bonding Resolutions	Finance & Management
COMM. 5E-5	COMPTROLLER	Risk Retention Report for Dec. 2016 & Jan. 2017	Finance & Management
COMM. 5E-6	SHERIFF	Accept NYSDHSES FY2016 Tactical Team Grant Program	Public Safety

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE:

COMM. 5D-1	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 3-1 (2017)	R&F
COMM. 5D-2	CLERK OF THE LEGISLATURE	Notice of Public Hearing Regarding LL Intro. 3-2 (2017) & Cancellation of Public Hearing Regarding LL Intro. 3-1 (2016)	R&F
COMM. 5D-3	CLERK OF THE LEGISLATURE	NYS DEC Documents Received	R&F
COMM. 5D-4	COMPTROLLER'S OFFICE	Notice of Audit of Real Property Tax Services for the Period Oct. 2015 In- Rem Sale to Two In-Rem Sales Spring & Fall (Oct.) 2016	R&F
COMM. 5D-5	DEPARTMENT OF PUBLIC WORKS	EC Sewer District No. 3 - Engineer Term Agreement - Work Order URS-8 - Update of Funding Source	R&F
COMM. 5D-6	DEPARTMENT OF PUBLIC WORKS	Maple St, Towns of East Aurora & Elma Public Meeting Minutes	R&F
COMM. 5D-7	MAJORITY COUNSEL, LEGISLATURE	Letter to Legislator Lorigo Regarding Legalities of LL Intro. 3-1 & LL Intro. 3-2 (2017)	Government Affairs

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE:

COMM. 5M-1	NFTA	Fiver Year Capital Plan for FY Ending Mar. 31, 2018-22	R&F
COMM. 5M-2	NFTA	Jan. 26, 2017 Board Minutes	R&F
COMM. 5M-3	EXECUTIVE DIRECTOR, EC FISCAL STABILITY AUTHORITY	Letter Regarding Declaration of Need	Finance & Management

ANNOUNCEMENTS:

MEMORIAL RESOLUTIONS:

ADJOURNMENT: